

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

VALCOM, INC.,

Plaintiff,

V.

VINCENT VELLARDITA, TERESA
VELLARDITA, BRIDGEPORT
ENTERPRISES, INC., INGRID CLAVIJO,
FRANK O'DONNELL, NALINKANT
AMRATLAL RATHOD, RAHUL NALIN
RATHOD, JOHN DOES 1-10, JANE DOES
1-10, ABC COMPANIES 1-10,

Defendants.

ORDER

No. 2:13-cv-3025-WHW-CLW

Walls, Senior District Judge

For the reasons expressed in the accompanying opinion it is, on this 23rd day of April,
2014,

Ordered that:

Defendants' motion to dismiss Count I of the complaint is granted. Count I is dismissed **without** prejudice.

Defendants' motion to dismiss Count II of the complaint is granted as to Defendants BEI, Nalinkant Amratlal Rathod and Rahul Nalin Rathod. These claims are dismissed **without** prejudice.

Defendants' motion to dismiss Count VI of the complaint is granted. Count VI is dismissed **with** prejudice.

Defendants' motion to dismiss Count VIII (misabeled Count VII) of the complaint is granted. Count VIII is dismissed **with** prejudice.

Defendant's motion to dismiss Count X (misabeled Count IX) of the complaint is granted. Count X is dismissed **without** prejudice.

In all other regards Defendants' motion to dismiss is denied.

s/ William H. Walls
United States Senior District Judge